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8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**
10 **SAN FRANCISCO DIVISION**

11 JULIE KRASAUSKAS, and others,

12 Plaintiffs,

13 v.

14 AMERICAN MEDICAL SYSTEMS, INC.,

15 Defendant.
16

Case No. 12-cv-05463 NC

**ORDER TO SHOW CAUSE WHY
REMOVAL IS PROPER**

Re: Dkt. No. 1

17 Defendant American Medical Systems (“AMS”) filed a notice of removal on October
18 22, 2012 based on diversity of citizenship. AMS asserts that removal is timely under 28
19 U.S.C. § 1446(b) because it did not know in which states plaintiffs reside until it received
20 plaintiffs’ responses to a set of special interrogatories on October 8-9, 2012, which asked
21 for plaintiffs’ domiciles. Plaintiff Nickol Harsgrave’s response to AMS’ special
22 interrogatory is dated August 8, 2012. Dkt. No. 1, Ex. D, Tab 10. This is outside the thirty
23 day filing limit for notices of removal imposed by § 1446(b). Accordingly, AMS must
24 show cause why removal is proper under § 1446(b) by November 13, 2012, at 5:00 p.m.

25 IT IS SO ORDERED.

26 Date: November 6, 2012

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Nathanael M. Cousins
United States Magistrate Judge
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